

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE DISTRICT OF PUERTO RICO

IN RE:

CASE NO.: 17-01032-EAG

ALMARIS SERRANO COLON,

CHAPTER 7

Debtor.

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**TRUSTEE'S MOTION REQUESTING EXTENSION OF TIME TO REQUEST  
REVOCATION OF DEBTOR'S DISCHARGE UNDER 11 U.S.C. §727 (d) and (e)**

**TO THE HONORABLE COURT:**

The TRUSTEE, NOREEN WISCOVITCH RENTAS, moves the Court for an Order extending the deadline to request the revocation of the Debtor's Discharge by One Hundred and Eighty Days (180) days or until June 26, 2021, in support, states:

1. The Debtor filed a Voluntary Bankruptcy Petition under the Chapter 13 of the Bankruptcy Code on February 17, 2017. Later, on September 17, 2019, this case was converted to a Chapter 7 case. The undersigned was appointed Chapter 7 Trustee on September 19, 2019. See Dkt. Nos. 89, 93 and 96.

2. The initial meeting of creditor was set for October 17, 2019, at 8:30am, and was continue as follows: October 29, 2019, at 8:30am; and November 14, 2019, at 1:30pm at which time the Meeting was concluded. See Dkt. Nos. 102, 107, and 108.

3. The Debtor listed in Bankruptcy Schedule B a Lawsuit against the Department of Homeland Security for \$6,000,000.00. The Debtor claimed exempt the amount of \$12,924.38 under 11 U.S.C. §522(d)(5) in Schedule C. See Dkt No. 1, page 25 of

46. The Trustee did not object, nor does she have any objection to said amount claimed exempt.

4. On January 10, 2020, the Trustee filed an application to retain the law firm ELITE JURIS LAW OFFICE represented by attorney Elizabet Garcia, whom at the moment was also representing Debtor on the District Court Lawsuit against Homeland Security, to also represent the Bankruptcy Estate of Almaris Serrano Colon. The Orden approving her employment as Special Counsel for the Bankruptcy Estate was entered on January 31, 2020. See Dockets 117 & 118.

5. The Debtor received her Discharge on December 27, 2019. See Dkt. No. 115.

6. In 2020, the Debtor has engaged in filing multiple pleadings with this Court and the District Court, which clearly have the intention to interfere with the Bankruptcy Estate's administration of the Cause of Action pending in the District Court. These pleadings are in this Bankruptcy Court as follows Dkt. Nos. 120 and 125 (Motions to Compel Abandonment filed by Debtor's Former Counsel and the Debtor pro se) and Dkt. Nos. 125 Debtor's Pro se Motion for Reconsideration of Order Denying the Motion to Compel Abandonment and Dkt. Nos. 140 (Motion for Voluntary Dismissal) and Dkt. No. 149 (Debtor's Reply to Response in Opposition).

7. On December 21, 2020, but docketed on December 23, 2020, the Debtor filed a Motion for Leave to Appeal, and a Notice of Appeal. Dkt. Nos. 154 and 155. From the Orders denying Debtor's Motions listed in the previous paragraph.

8. The Trustee seeks a 180 days extension of time to request the revocation of Debtor's Discharge to and including June 26, 2021. The Debtor's contumacious behavior in this Court and in the District Court to interfere with the Trustee's administration of this

Bankruptcy Estate. Post-Conversion, the Debtor has interfered and continues to interfere with the cause of action by filing pro-se pleadings in the District Court, when it has been clearly established that her interest in the case is limited to the exempted amount stated above. She fails to cooperate with the Trustee in accepting a reasonable settlement offer from the Defendant and which would have ultimately benefitted the Debtor and made this case a surplus case of which she would have also substantially benefitted.

WHEREFORE, Noreen Wiscovitch-Rentas, Chapter 7 Trustee, respectfully requests the Court to enter an Order extending the time to request the revocation of the Debtor's Discharge entered on December 27, 2019, to and including March 26, 2021, and for any further relief this Court deems just and proper under the circumstances of this case.

#### **NOTICE**

Within fourteen (14) days after service as evidenced by the certification, and an additional 3 days pursuant to F.R.B.P. 9006(f) if you were served by mail, any party against whom this paper has been served, or any other party to the action who objects to the relief sought herein, shall serve and file an objection or other appropriate response to this paper with the Clerk's office of the U.S. Bankruptcy Court for the District of Puerto Rico. If no objection or other response is filed within the time allowed herein, the objection will be deemed unopposed and may be granted unless: (1) the requested relief is forbidden by law; (2) the requested relief is against public policy; or (3) in the opinion of the court, the interest of justice requires otherwise. If you file a timely response, the court may, in its discretion, schedule a hearing.

I HEREBY CERTIFY that a true and correct copy of the foregoing has been mailed

by U.S. First class mail this 24<sup>th</sup> day of December, 2020, to Debtor, Almaris Serrano Colon,  
P.O. Box 873, Santa Isabel, PR 00757 and to all parties on the attached list.

/s Noreen Wiscovitch-Rentas  
NOREEN WISCOVITCH RENTAS  
CHAPTER 7 TRUSTEE  
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Label Matrix for local noticing  
104-2  
Case 17-01032-EAG7  
District of Puerto Rico  
Once  
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CONSITA LECAROS ARIBAS  
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The preferred mailing address (p) above has been substituted for the following entity/entities as so specified  
by said entity/entities in a Notice of Address filed pursuant to 11 U.S.C. 342(f) and Fed.R.Bank.P. 2002 (g)(4).

Jefferson Capital Systems LLC  
PO Box 7999  
St Cloud, MN 56302-9617

(d)JEFFERSON CAPITAL SYSTEMS LLC  
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St Cloud MN 56302

The following recipients may be/have been bypassed for notice due to an undeliverable (u) or duplicate (d) address.